IN THE HIGH COURT OF JUDICATURE AT BOMBAY

Appellate Side

Writ Petition 8745 of 2005

Bharatiya Kala Prasarini Sabha ..Petitioner
vs
Rajiv Takawale and ors..Respondents

Mr. P.K.Dhakephalkar for Niranjan P Shimpi for petitioner
Mr.J Shekhar for respondent no.2

CORAM: S.U.KAMDAR J.

Dated 2l.l2.2005

P.C:

. By consent of the parties the impugned order dated 28.l0.2005 in so far as it pertains to acceptance of membership of persons at Srl Nos.l to 29 and the patron members (b) l to 3 and (c) Divakar Dengale the life members and consequential directions thereof are quashed and set aside. The matter is referred back to the Asst Charity Commissioner, Pune Region Pune to determine the eligibility of the said l to 29 and the said patron members (b) l to 3 and (c) members afresh without relying upon the order passed by the Dy Charity Commissioner dated 2l.l.2002. The Asst Charity Commissioner is directed to decide the said dispute about the eligibility of the membership on the basis of the preliminary documents which the parties are at liberty to produce before him, on

the basis of the record available before him and not on the basis of the order dated 2l.l.2002.

. Petition is disposed of accordingly with no order as to costs. The Asst Charity Commissioner is directed to dispose of the matter on or before 3l.3.2006